

CITY COUNCIL MINUTES
February 14, 2011
REGULAR SESSION

The Regular Session of the Auburn City Council was held in the Council Chambers, City Hall, 1225 Lincoln Way, Auburn, California on Monday, February 14, 2011 at 6:00 p.m. with Mayor Kirby presiding and Deputy City Clerk Amy M. Lind recording the minutes.

CALL TO ORDER at 6:00 p.m.

PLEDGE OF ALLEGIANCE

ROLL CALL:

Council Members Present: Kevin Hanley, J. M. Holmes, Keith Nesbitt, Bridget Powers, Bill Kirby

Council Members Absent: None

Staff Members Present: City Attorney Michael Colantuono, Community Development Director Will Wong, Fire Chief Mark D'Ambrogio, Public Works Director Bernie Schroeder, Administrative Services Director Andy Heath, Police Chief Valerie Harris and Police Captain John Ruffcorn.

AGENDA APPROVAL

Council Member Powers requested to remove item 13 from the agenda. The remainder of the agenda was approved as presented by consensus of the Council.

CONSENT CALENDAR

Council Member Holmes requested item 2 be removed from the consent calendar for further discussion.

1. **Warrants**

By **RESOLUTION 11-19** ratify and approve payments of warrants #76513 through #76775 totaling \$2,236,107.69.

2. **Minutes**

Moved to item 7a.

3. **CalPERS Contract Amendment Ordinance – Section 21362 (2% @ 50 Full Formula) for Local Safety Members**

Introduce for **first reading by title only**, an ordinance to amend the contract between the City of Auburn and CalPERS, providing Public Employees' Retirement Law Section 20475 (Different Level of Benefits) for local safety members whereby Section 21362 (2% @ 50 Full Formula) is applicable to local safety members entering membership for the first time in the safety classification after the effective date of the amendment to the contract.

4. **Auburn Police Sergeants Association Memorandum of Understanding**

By **RESOLUTION 11-20**, adopt the Memorandum of Understanding between the Auburn Police Sergeants Association and the City of Auburn for the period of February 14, 2011 through June 30, 2012, and authorize the City Manager to sign on behalf of the City.

5. **Consultant Agreement for Wastewater Consulting – Stantec Consulting Services, Inc.**

By **RESOLUTION 11-21**, authorize the Director of Public Works to execute Amendment No. 1 to the consultant agreement with Stantec Consulting Services, Inc. for the Wastewater Improvement Project.

By **RESOLUTION 11-22**, authorize the Director of Public Works to execute the consultant agreement with Stantec Consulting Services, Inc. for Wastewater Consulting as required by the National Pollutant Discharge Elimination System Permit.

6. **Wildland Fire Protection Agreement with Cal Fire, FY 2010-2011**

By **RESOLUTION 11-23**, approve and authorize the Fire Chief to sign the Wildland Fire Protection Agreement for FY 2010-2011 with Cal Fire (Department of Forestry and Fire Protection).

7. **Appointment of Planning Commissioners**

By **RESOLUTION 11-24**, appoint Matt Spokely, Fred A. Vitas and Lisa Worthington to the Auburn Planning Commission.

***** End of Consent Calendar *****

By **MOTION**, approve the consent calendar, excluding item 2.

MOTION: Nesbitt/ Powers/ Approved 5:0

7a. **Minutes**

Council Member Holmes asked for a correction on the minutes of 1/13/2011. The motion needs to be clarified to read: "Pacific Street Extension or the Rail Line Crossing south of Pacific Street".

Michael Otten, resident of Auburn, asked that the minutes from the Special Session held 1/13/2011 reflect an adjournment time and asked for further refinement on the public comment portion of the minutes.

By **MOTION** approve City Council Minutes of 1/10/2011 and 1/24/2011; send the 1/13/2011 minutes back to the Assistant City Clerk for further refinement.

MOTION: Hanley/ Holmes/ 5:0

8. **Public Comment**

Council Member Holmes said he received correspondence about alcohol abuse and accidents in the Auburn area. He said he would like to work with the Police Department on an alternative transportation option for people who are intoxicated. He also said he received a letter from a community member who takes care of the plants in the Downtown Area suggesting she would like to expand her area and take care of the Streetscape area.

Council Member Nesbitt said he would like staff to continue to look into the traffic light situation. He said there are a couple intersections with common traffic light delays.

REPORTS

9. **Results of Annual Audit – Fiscal Year 2009-2010**

Administrative Services Director Andy Heath presented this item. He reviewed the purpose and scope of the audit, the audit opinion, the Comprehensive Annual Financial Report (CAFR) Organization, selected financial information for fiscal year 2009-2010, the management report and auditor recommendations (the full report is available in the City Clerk's office).

Council Member Holmes congratulated Andy Heath and his staff on the award for Financial Reporting Excellence.

Mayor Kirby confirmed the open positions at the Police Department that remain unfilled are the Lieutenant, Sergeant and 2 Police Officers. He also confirmed that there is no plan to fill these positions any time soon.

By **MOTION**, receive and file the Comprehensive Annual Financial Report for the City of Auburn for Fiscal Year 2009-2010.

MOTION: Holmes/ Nesbitt/ Unanimously approved by voice

10. **Financial Status Report – Fiscal Year 2010-2011**

Administrative Services Director Andy Heath presented this item. He provided an overview of the budget review process, reviewed General Fund revenues and expenditures, gave an update on the Enterprise Funds, gave an update on Special Revenue Funds and reviewed the Fiscal Year 2011-2012 Budget (full presentation available in the City Clerk's office).

Council Member Powers thanked Andy Heath for his comprehensive report. She asked about the increased STA (State Transit Assistance) funding from the State and about future possibilities of putting money back into the reserve fund.

Andy Heath said the State had not paid the STA funding in recent years, but it was paid this fiscal year resulting in the increase.

Council Member Nesbitt said the STA funding is uncertain in the future and it will be decided on the June ballot.

Council Member Holmes asked about sales tax generation in regards to the new auto dealerships and the new department store moving into the city limits.

Andy Heath said he anticipates the new department store will add a substantial amount to the sales tax base.

Mayor Kirby said staff has done a phenomenal job at reducing costs and working with the Council to put Auburn in its current financial state.

Council Member Nesbitt also thanked staff for their hard work on the budget during the past year.

Accept the Financial Status Report and approve:

By **RESOLUTION 11-25**,

(A) Decrease the estimate for earned revenue in the City's General Fund by \$225,117 to \$7,984,083;

- (B) Decrease the appropriation for expenditures in the City's General Fund by \$331,572 to \$8,140,525; and
- (C) Decrease the General Fund Cash Reserves by \$59,118 to \$2,691,622.
- (D) Adopt the modified budgets in accordance with the attached schedules for the City's Airport, Sewer, Redevelopment, Gas Tax, Transportation, Transit, and FEP Funds.

MOTION: Nesbitt/ Powers/ Approved 5:0

11. Auburn Fire 2010 Incident Response Report

Fire Chief Mark D'Ambrogi presented this item. He reviewed the fire response during the year 2010, response times, response information, the volunteer program, grant review, emergency medical and emergency preparedness (the full report is available in the City Clerk's office).

Council Member Powers said she appreciates all the work done by fire staff to obtain grant funding.

Council Member Hanley thanked the Fire Chief and said he appreciates the thorough review of the fire department.

Council Member Holmes said Brad Harris with Calfire is working with Bureau of Reclamation to try to get an agreement on fire safety in the American River Canyon and asked the Fire Chief to update Council on any new developments.

Council Member Nesbitt recognized the Fire Chief for his work.

Mayor Kirby complemented the Fire Chief on his report. He asked for an update in regards to the "over 6 minute calls" possibly being code 2 calls.

12. City Council Committee Reports

Council Member Holmes reported that several businesses in Auburn have been nominated for County Business Development awards, there will be a breakfast held March 30th, 7:30 am at Roseville Del Webb. He also reported that the Placer County Air Pollution Control District revised the rules on burning in Placer County. He said the Clean Air Grants application process will conclude on February 28th.

Mayor Kirby reported on the Route Announcement Event held by the Amgen Local Organizing Committee, Wednesday, February 9th. He said he would like to see an update on how the funding is going from this committee.

COUNCIL BUSINESS

13. **Consideration of Hostels in the City of Auburn**

Removed from agenda.

14. **2011 SacMetro Cap-to-Cap Conference**

Council Member Holmes presented this item. He said the conference this year is May 7-11th. He said he feels that the issue of the Auburn State Recreation Area (ASRA) is critical and needs representation at this conference.

He said recent studies report the recreation area has a fiscal impact of about 2 billion dollars a year. He said he is asking for \$1,500.00 to help him attend his conference, and he will pay for the remainder by other means.

Public Works Director Bernie Schroeder said she needs direction on issues papers for staff to compile and forward to SacMetro for this conference.

Dan Sokol, resident of Auburn, said he questions the value of the conference and said he opposes the City sending a council member.

Council Member Holmes said through recent meetings, there is some positive response from the BOR regarding the ASRA and he wants to follow up on the issue in May at the conference.

Council Member Hanley said given the budget this year, he feels sending a City Council Member to this conference would be "fiscally imprudent." He said there is not an agenda that is worth spending the money for the trip because (1) the ARSA issue is already being well represented by the Congressman's office, (2) the Regional Sewer issue is understood to not be eligible for federal funding for that project, and (3) the Electric Street & Lincoln Basin projects have gone to this conference every year unsuccessfully.

Council Member Nesbitt said he appreciates the work by Council Member Holmes on the local issues but feels there is a coalition already lobbying on Auburn's behalf.

Council Member Holmes stressed the importance of attending and said he will go whether the city supports him or not.

Council Member Powers read the description of the purpose of the Cap-to-Cap conference, emphasizing that Auburn needs to send the Mayor to represent local issues.

By **MOTION**, submit issues papers for Electric Street Diversion, Lincoln Basin Downtown Drainage, State Recreation Funding and Regional Sewer to SacMetro to be considered for federal funding at the Cap-to-Cap conference.

MOTION: Powers/ Holmes/ Approved 5:0

Council Member Powers moved to authorize \$1,595 in funding for the Mayor to attend the Cap-to-Cap conference. Motion failed for lack of a second.

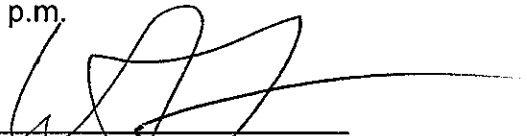
Mr. Hanley left the meeting at 7:55 p.m.

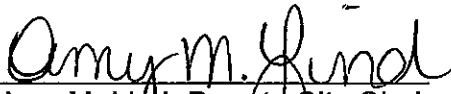
By **MOTION**, support Council Member Holmes and Mayor Kirby if they chose to go to Cap-to-Cap conference using their own funds.

MOTION: Nesbitt/ Powers/ Approved 4:0 (Hanley absent)

ADJOURNMENT

Mayor Kirby adjourned the meeting, without objection, to a meeting of the Auburn Urban Development Authority at 7:56 p.m.



William W. Kirby, M.D., Mayor

Amy M. Lind, Deputy City Clerk